

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Wood, Christopher B. *et al.* Confirmation No.: 6163

Application No.: 10/529,519

Group Art Unit: 1623

Filed: August 24, 2005

Examiner: Patrick T. Lewis

For: METHODS AND COMPOSITIONS Attorney Docket No.: 10103-015-999  
FOR THE TREATMENT OF  
AUTOIMMUNE DISORDERS  
USING CLOFARABINE

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
Commissioner for Patents  
PO BOX 1450  
Alexandria, Virginia 22313-1450

Sir/Madam:

In response to the Office Action mailed September 10, 2007 in connection with the above-identified patent application, please consider the following remarks. Applicants submit herewith a Petition for Extension of Time of four months from October 10, 2007 to and including February 10, 2008. Because February 10, 2008 is a Sunday, and this paper is filed on February 11, 2008, the following business day, Applicants submit that this paper is timely filed. Although Applicants believe that no fee is due for the filing of this Response, other than the extension of time fee, the Commissioner is hereby authorized to charge any fee(s) deemed due to Jones Day Deposit Account No. 503013.

**Remarks** begin on page 2 of this paper.

### REMARKS

Claims 1-51 are pending in the application. The Examiner has required restriction of the pending claims under 35 U.S.C. §§ 121 and 372 to one of the following groups:

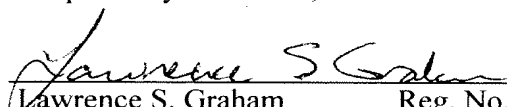
- I. Claims 1-17, 32-44 and 47-51, drawn to a method of treating, managing or preventing an autoimmune disorder comprising administering to a patient an effective amount of clofarabine; and
  - II. Claims 18-31, 45 and 46, drawn to a dosage form which comprises clofarabine.
- Office Action at page 2. Applicants hereby elect to prosecute the invention of Group II, claims 18-31, 45 and 46.

The Examiner has further required election of a single autoimmune disorder. Applicants thank the Examiner for confirming that the species election requirement applies only to Group I claims, and not to elected Group II claims.

Applicants respectfully request that the present remarks be made of record in the file history of the present application. An early allowance of the application is earnestly requested. The Examiner is invited to contact the undersigned with any questions concerning the application.

Respectfully submitted,

Date: February 11, 2008

  
By: Lawrence S. Graham Reg. No. 49,020  
For: Anthony M. Insogna Reg. No. 35,203  
**JONES DAY**  
222 East 41<sup>st</sup> Street  
New York, NY 10017-6702  
(212) 326-3939